

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

In re:
THE FINANCIAL OVERSIGHT AND
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

THE COMMONWEALTH OF PUERTO RICO, *et al.*,
Debtors.¹

PROMESA
Title III

No. 17 BK 3283-LTS
(Jointly Administered)

**MOTION FILING THE DRA PARTIES' REBUTTAL EXPERT REPORT
IN COMPLIANCE WITH THE AMENDED CONFIRMATION PROCEDURES ORDER**

To The Honorable United States District Judge Laura Taylor Swain:

COME NOW AmeriNational Community Services, LLC (the “Servicer”), as servicer for the GDB Debt Recovery Authority (the “DRA”), and Cantor-Katz Collateral Monitor LLC, a Delaware limited liability company (the “Collateral Monitor,” and together with the Servicer, collectively, the “DRA Parties”), which serves as the collateral monitor for Wilmington Trust, N.A. in connection with the new bonds that the DRA issued pursuant to the *Government Development Bank for Puerto Rico Debt Restructuring Act*, Act No. 109-2017, as amended by Act No. 147-2018, and the approved Qualifying Modification for the Government Development Bank

¹ The Debtors in these Title III cases, along with each Debtor’s respective Title III case number listed as a bankruptcy case number due to software limitations and the last four (4) digits of each Debtor’s federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (the “Commonwealth”) (Bankruptcy Case No. 17-BK-3283 (LTS)) (Last Four Digits of Federal Tax ID: 3481), (ii) Employees Retirement System of the Government of the Commonwealth of Puerto Rico (Bankruptcy Case No. 17-BK-3566(LTS)) (Last Four Digits of Federal Tax ID: 9686), (iii) Puerto Rico Highways and Transportation Authority (“HTA”) (Bankruptcy Case No. 17-BK-3567 (LTS)) (Last Four Digits of Federal Tax ID: 3808), (iv) Puerto Rico Sales Tax Financing Corporation (Bankruptcy Case No. 17-BK-3284 (LTS)) (Last Four Digits of Federal Tax ID: 8474); (v) Puerto Rico Electric Power Authority (“PREPA”) (Bankruptcy Case No. 17-4780 (LTS)) (Last Four Digits of Federal Tax ID: 3747); and (vi) Puerto Rico Public Buildings Authority (Bankruptcy Case No. 19-BK-5233 (LTS)) (Last Four Digits of Federal Tax ID: 3801).

for Puerto Rico (the “GDB”)² under Title VI of the *Puerto Rico Oversight, Management and Economic Stability Act* (“PROMESA”), by and through the undersigned legal counsel, and respectfully submit this motion (the “Motion”) filing a redacted version of the *Report of David W. Prager, CFA Respecting Best Interests of Creditors Test*, dated October 8, 2021 (the “DRA Parties’ Rebuttal Expert Report”) in compliance with the *Amended Order Establishing Procedures and Deadlines Concerning Objection to Confirmation and Discovery in Connection Therewith* [Dkt. No. 18394] (the “Amended Confirmation Procedures Order”).

1. Paragraphs 3 and 20 of the Amended Confirmation Procedures Order provide that the deadline for filing Rebuttal Expert Reports³ is today, October 8, 2021. Paragraph 20 further requires that:

With respect to Rebuttal Expert Reports that rely on, reference, and/or are based on confidential information, such Rebuttal Expert Reports will be filed with the confidential information redacted, and the proffering party shall provide the Debtors with an unredacted copy for uploading as a confidential document to the Plan Depository. The Rebuttal Expert Reports uploaded to the Plan Depository, and which contain confidential information, shall be governed by the Plan Depository Protective Order.

See Docket No. 18394.

2. The DRA Parties’ Rebuttal Expert Report relies on, references, and/or is based on confidential information. Thus, in compliance with the Amended Confirmation Procedures Order, the DRA Parties hereby file a redacted version of the DRA Parties’ Rebuttal Expert Report as **Exhibit A** to this Motion, and the DRA Parties will be contemporaneously submitting an unredacted copy of the DRA Parties’ Rebuttal Expert Report to counsel for Debtors for upload into the Plan Depository.

² See ECF No. 270 of Civil Case No. 18- 01561 (LTS) (Nov. 7, 2018).

³ As defined at ¶ 3 of the Amended Confirmation Procedures Order.

WHEREFORE, the DRA Parties request that the Court deem the DRA Parties in compliance with the Amended Confirmation Procedures Order and accept the filing of the redacted version of the DRA Parties' Rebuttal Expert Report as **Exhibit A** to this Motion.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 8th day of October, 2021.

WE HEREBY CERTIFY that, in accordance with the Court's *Fifteenth Amended Notice, Case Management and Administrative Procedures Order* (the "CMP Order") [Dkt. No. 17127-1] on this same date, we electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all CM/ECF participants in this case. We further certify that, on this same date, we served the foregoing upon all the Standard Parties as identified and defined in the CMP Order, as well as upon all of the parties identified in the Master Service List maintained at <https://cases.primeclerk.com/puertorico/>.

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